

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THOMAS SPINA,

Plaintiff,

v.

REFRIGERATION, SERVICE AND
ENGINEERING, INC., et al.,

Defendants.

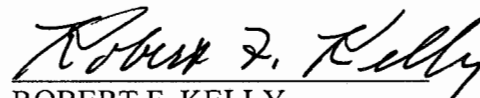
CIVIL ACTION

No. 14-4230

ORDER

AND NOW, this *22nd* day of December, 2014, upon consideration of Defendant Refrigeration, Service and Engineering's ("Defendant"), Motion to Dismiss for Failure to State a Claim (Doc. No. 19), Plaintiff, Thomas Spina's ("Plaintiff"), Response in Opposition, and Defendant's Reply thereto, it is hereby **ORDERED** that Defendant's Motion is **GRANTED**, and Counts I and II are **DISMISSED**. It is **FURTHER ORDERED** that Plaintiff's remaining state law claims are **REMANDED** to the Court of Common Pleas for Montgomery County, Pennsylvania.

BY THE COURT:



ROBERT F. KELLY
SENIOR JUDGE